

Message Text

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ORIGIN AGRE-00

INFO OCT-01 EUR-12 IO-14 ISO-00 FEA-01 CEA-01 CIAE-00
COME-00 DODE-00 EB-08 FRB-01 H-02 INR-07 INT-05
L-03 LAB-04 NSAE-00 NSC-05 PA-02 AID-05 SS-15
STR-05 ITC-01 TRSE-00 USIA-15 PRS-01 SP-02 OMB-01
/111 R

DRAFTED BY USDA:RSCHROETER:JVM
APPROVED BY EB/OT/TA:DRPATTERSON
USDA:GESINDELAR
USDA:VSORENSEN
STR:JSTARKEY
EUR/RPE:PMCLEAN

-----056294 280215Z /73

R 271818Z SEP 77
FM SECSTATE WASHDC
TO AMEMBASSY BONN
AMEMBASSY BRUSSELS
AMEMBASSY COPENHAGEN
AMEMBASSY DUBLIN
AMEMBASSY LONDON
AMEMBASSY LUXEMBOURG
AMEMBASSY PARIS
AMEMBASSY ROME
AMEMBASSY THE HAGUE
USMISSION GENEVA

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USMTN ALSO FOR US MISSION; USEEC ALSO FOR EMBASSY

E.O. 11652:N/A

TAGS: ETRD, GATT

SUBJECT: EC REGULATIONS ON PROCESSED FRUITS AND VEGETABLES
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REFS: (A) STATE 216249, (B) FASTO CIRCULAR 393

1. ON SEPTEMBER 16, THE SENATE ADOPTED RESOLUTION NO. 76
WHICH EXPRESSES THE SENSE OF THE SENATE WITH RESPECT
TO THE REMOVAL OF THE EC'S SYSTEM OF MINIMUM IMPORT
PRICE (MIP) AND LICENSING REGULATIONS FOR PROCESSED

FRUITS AND VEGETABLES AND TO THE ACTION TAKEN IF SUCH REGULATIONS ARE NOT REMOVED OR IF ADDITIONAL UNILATERAL REGULATIONS ARE INSTITUTED. TEXT OF RESOLUTION FOLLOWS IN PARA FOUR.

2. ACTION ADDRESSEES SHOULD GIVE TEXT TO HOST GOVERNMENTS, EC COMMISSION, AND GATT SECRETARIAT. FOR USEC ONLY: DURING PRESENTATION YOU SHOULD EXPLAIN THAT ALTHOUGH SENATE RESOLUTION 76 AND PROPOSED HOUSE RESOLUTIONS 238 AND 320 (REF B) ARE NON-BINDING, THEY REFLECT STRONG CONGRESSIONAL INTEREST IN TRADE ISSUES AND FRUSTRATION WITH SLOWNESS OF GATT DISPUTE SETTLEMENT PROCEDURES IN RESOLVING THIS ISSUE. TO AVOID FURTHER LOSS OF CONGRESSIONAL CONFIDENCE IN GATT MECHANISM, IT IS IMPERATIVE THAT FIVE MEMBER GATT PANEL ON MIP'S (PARA. 6, REF A) BE RECONSTITUTED VERY SOON SO THAT A PANEL DECISION ON U.S. COMPLAINT IS POSSIBLE BEFORE THE END OF THE YEAR WHEN THE IMPORT LICENSING/ SURETY DEPOSIT SYSTEM IS SCHEDULED TO BE APPLIED TO DRIED PRUNES.

3. EMBASSIES AND EC BRUSSELS SHOULD REITERATE OUR REQUEST THAT EC REFRAIN FROM IMPLEMENTING PRUNE IMPORT LICENSING SYSTEM ON JANUARY 1, 1978, IN VIEW OF CROP CONDITIONS NOTED IN REF A AND WHILE PANEL DELIBERATIONS ARE UNDERWAY. IMPLEMENTATION OF SUCH LICENSING, IN UNCLASSIFIED

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ADDITION TO DISRUPTING TRADE, WOULD INCREASE POLITICAL DIFFICULTIES IN THE U.S. AND WOULD FURTHER COMPLICATE OUR EFFORTS TO RESOLVE ISSUE IN A PRAGMATIC FASHION.

4. TEXT OF RESOLUTION INCLUDING TITLE READS AS FOLLOWS:

QUOTE

A RESOLUTION EXPRESSING THE SENSE OF THE SENATE THAT THE PRESIDENT SHOULD TAKE STEPS TO TERMINATE HIGHLY RESTRICTIVE REGULATIONS OF THE EUROPEAN COMMUNITIES THAT SERIOUSLY DAMAGE UNITED STATES EXPORTS OF DRIED PRUNES AND CERTAIN AGRICULTURAL PRODUCTS. BEGIN TEXT.

WHEREAS NEW RESTRICTIONS AFFECTING HISTORICAL AND ESTABLISHED TRADING PATTERNS ARE CONTRARY OF THE INTERESTS OF ALL TRADING NATIONS;

WHEREAS THE CONGRESS OF THE UNITED STATES ENACTED THE TRADE ACT OF 1974 WITH THE INTENT OF LIBERALIZING INTERNATIONAL TRADE AND REDUCING NON-TARIFF BARRIERS

TO TRADE;

WHEREAS THE COUNCIL OF THE EUROPEAN COMMUNITIES, IN ITS REGULATION 516/77, HAS ADOPTED HIGHLY RESTRICTIVE MEASURES SERIOUSLY DAMAGING UNITED STATES EXPORTS OF DRIED PRUNES AND CERTAIN OTHER PROCESSED FRUITS AND VEGETABLES; AND

WHEREAS THE UNITED STATES HAS INSTITUTED A FORMAL COMPLAINT UNDER ARTICLE XXIII OF THE GENERAL AGREEMENT ON TARIFFS AND TRADE AGAINST THESE REGULATIONS; NOW, THEREFORE, BE IT RESOLVED.

THAT IT IS THE SENSE OF THE SENATE THAT -
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(1) THE PRESIDENT SHOULD EXPRESS IN FIRM AND FORTHRIGHT TERMS TO THE EUROPEAN COMMUNITIES THE UNITED STATES CONCERN ABOUT THESE REGULATIONS AND SEEK NEGOTIATIONS TO TERMINATE THEM AS SOON AS POSSIBLE;

(2) FAILING NEGOTIATIONS, THE PRESIDENT SHOULD SEEK TO ACCELERATE CONSIDERATION OF THE UNITED STATES COMPLAINT INSTITUTED UNDER ARTICLE XXIII OF THE GENERAL AGREEMENT ON TARIFFS AND TRADE;

(3) THE PRESIDENT SHOULD PUT THE EUROPEAN COMMUNITIES ON NOTICE THAT THE UNITED STATES INTENDS TO EXERCISE ITS RIGHTS UNDER THE GENERAL AGREEMENT ON TARIFFS AND TRADE TO TAKE RETALIATORY MEASURES AGAINST THESE RESTRICTIVE REGULATIONS IF THEY ARE NOT REMOVED; AND

(4) THE PRESIDENT SHOULD SEEK TO OBTAIN AGREEMENT FROM THE EUROPEAN COMMUNITIES THAT SIMILAR RESTRICTIVE REGULATIONS ON UNITED STATES EXPORTS OF OTHER AGRICULTURAL PRODUCTS WILL NOT BE IMPOSED IN THE FUTURE.

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: REGULATIONS, VEGETABLES, FRUITS
Control Number: n/a
Copy: SINGLE
Sent Date: 27-Sep-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01-Jan-1960 12:00:00 am
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Drafter: RSCHROETER:JVM
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770353-0357
Format: TEL
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t19770915/aaaaamib.tel
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Litigation Codes:
Litigation History:
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Review Release Date: n/a
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Secure: OPEN
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Subject: EC REGULATIONS ON PROCESSED FRUITS AND VEGETABLES UNCLASSIFIED UNCLASSIFIED
TAGS: ETRD, GATT
To: BONN BRUSSELS MULTIPLE
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vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/83cc8c3b-c288-dd11-92da-001cc4696bcc
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